



February 14, 2017

**VIA ELECTRONIC FILING**

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20554

**Re: Ex Parte Presentation, Streamlining Deployment of Small Cell Infrastructure, WT Docket No. 16-421; Use of Spectrum Bands Above 24 GHz for Mobile Radio Services, GN Docket No. 14-177, IB Docket Nos. 15-256 and 97-95, RM-11664, WT Docket No. 10-112; Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions, MB Docket No. 12-268; Petition of Public Knowledge et al. for Declaratory Ruling Stating Text Messaging and Short Codes are Title II Services or are Title I Services Subject to Section 202 Nondiscrimination Rules, WT Docket No. 08-7.**

On February 10, 2017, Scott Bergmann, CTIA Vice President, Regulatory Affairs, met with Nese Guendelsberger, Chief of the Wireless Telecommunications Bureau, and Sue McNeil, Chief of Staff, to discuss the above-referenced proceedings.

During the meeting, CTIA highlighted the importance of sound policies at the federal, state, and local levels to facilitate the rapid and efficient deployment of wireless infrastructure to support 4G LTE and 5G networks. CTIA encouraged the Commission to adopt the proposals in its recently-released Small Cell Public Notice that would streamline local review of wireless infrastructure applications, clarify actions that prohibit or have the effect of prohibiting wireless service, and ensure that compensation for use of public rights of way is cost-based, fair, and reasonable. CTIA further noted that there is a similar opportunity for the Commission to update and clarify the scope of and procedures for tribal review of siting applications on non-tribal lands to ensure timely deployment of 5G networks.

CTIA also discussed the importance of facilitating an adequate pipeline of additional spectrum to address consumers' explosive demand for innovative wireless services. CTIA noted the success to date of the 600 MHz Incentive Auction and expressed



its desire to continue to work with the Commission in partnership toward a speedy, workable post-auction repacking process. With regard to high-band spectrum, CTIA commended Chairman Pai and the Commission on last year's *Spectrum Frontiers Order* and noted the wireless industry's strong desire to move quickly to put this spectrum to use. CTIA urged the Commission to maintain its momentum and move to finalize rules to bring to market the additional millimeter wave bands raised in the pending proceeding for the benefit of consumers.

Finally, CTIA noted that the text messaging ecosystem remains a trusted communications medium because text messaging providers, including wireless service providers, have actively managed their platforms to protect consumers from spam or nuisance messages, and explained that the Commission should decline calls to impose Title II regulation on messaging services.

Pursuant to Section 1.1206(b) of the Commission's rules, a copy of this letter is being electronically submitted into the record of these proceedings. Please do not hesitate to contact the undersigned with any questions.

Sincerely,

/s/ Scott K. Bergmann

Scott K. Bergmann  
Vice President, Regulatory Affairs  
CTIA